

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 RICHARD MATHIS, *et al.*,

4 Plaintiffs,

5 v.

6 COUNTY OF LYON, *et al.*,

7 Defendants.
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Case No. 2:07-cv-00628-APG-GWF

**ORDER REGARDING STAY
PENDING APPEAL**

(ECF No. 463)

10 Defendant Richard Glover moved for a stay of the plaintiffs' efforts to execute and collect
11 upon their judgment without the need to post a supersedeas bond. ECF No. 405. After reviewing
12 the briefs and supplements, I grant that motion.

13 "If an appeal is taken, the appellant may obtain a stay by supersedeas bond" Fed. R.
14 Civ. P. 62(d). However, in appropriate circumstances a "district court may permit security other
15 than a bond." *Townsend v. Holman Consulting Corp.*, 929 F.2d 1358, 1367 (9th Cir. 1990)
16 (citation omitted). Glover has submitted two declarations of Wayne Carlson confirming that the
17 Nevada Public Agency Insurance Pool (NPAIP) "will cover the entirety of the judgment entered
18 against Glover in this case." ECF No. 473 at 8. *See also* ECF No. 463-2 (first Carlson
19 Declaration). Those declarations offer sufficient proof that NPAIP will cover the entirety of the
20 judgment amount entered against Glover. Thus, I stay the plaintiffs' execution efforts against
21 Glover without the posting of a supersedeas bond. Execution upon the judgment is secured by
22 payment from the NPAIP.

23 IT IS THEREFORE ORDERED that defendant Richard Glover's motion for stay pending
24 appeal (ECF No. 405) is **GRANTED**.

25 DATED this 17th day of May, 2017.

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28 ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE